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Suzanne Henderson

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**AMENDED DESCRIPTION OF OIL, GAS AND MINERAL LEASE**

**STATE OF TEXAS            }  
COUNTY OF TARRANT    }**

**WHEREAS, Ernest D. Davis and Mary Sue Davis, husband and wife**, as Lessors did on the date of July 13, 2006, make and execute unto XTO ENERGY INC., as Lessee, a certain Oil, Gas and Mineral Lease recorded at Clerk Document No. D206284324, Deed Records, Tarrant County, Texas covering certain lands situated in Tarrant County, Texas, to wit:

Lot 10C & Lot 10D, Rolling Acres Addition, an Addition to the City of Mansfield, Tarrant County, Texas, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas.

**AND WHEREAS**, said description is incomplete and indefinite as to legal description, and the lands intended to be covered are more accurately described as follows:

3.323 acres, more or less, out of the M.E.P. and P. R.R. Survey, A-1828, and the James McDonald Survey, A-997, Tarrant County, Texas and being 10.476 acres of land being a portion of Lot 10C and all of Lot 10D, Rolling Acres Addition, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas and being the same lands more particularly described in that certain Warranty Deed Correction dated January 19, 1984, from Alton D. Thompson to Ernest Dean Davis and wife, Mary Sue Davis, recorded in Volume 7726, Page 1469, Deed Records, Tarrant County, Texas; **less and except** (i) 2.00 acres, more or less, out of the James McDonald Survey, A-997, Tarrant County, Texas and being a portion of Lot 10, Rolling Acres Addition, according to the Plat recorded in Volume 388-Z, Page 63, Plat Records, Tarrant County, Texas, and being more particularly described in that certain Warranty Deed dated February 12, 1982, from Ernest Dean Davis and wife, Mary Sue Davis, to H. E. Baxter, Jr. recorded in Volume 7250, Page 276, Deed Records, Tarrant County, Texas; (ii) 1.63 acres, more or less, out of the James McDonald Survey, A-997, Tarrant County, Texas, and being Lot 10E and 11R, Rolling Acres Addition, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas, and being more particularly described in that certain Warranty Deed with Vendor's Lien dated October 18, 1983, from Ernest Dean Davis and wife, Mary Sue Davis, to Robert Lee Brown and wife, Verna M. Brown, recorded in Volume 7645, Page 2095, Official Public Records, Tarrant County, Texas; (iii) 0.865 of an acre, more or less, out of the James McDonald Survey, A-997, Tarrant County, Texas and being Lot 10F, Rolling Acres Addition, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas, and being the same lands more particularly described in that certain Warranty Deed with Vendor's Lien dated December 28, 1984, from Ernest Dean Davis and wife, Mary Sue Davis, to H. E. Baxter, Jr., recorded in Volume 8053, Page 824, Deed Records, Tarrant County, Texas; (iv) 0.668 of an acre, more or less out of the M.E.P. and P. R.R. Survey, A-1828, Tarrant County, Texas and being all of Lot 9R and a portion of Lot 10C, Rolling Acres Addition, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas, and being more particularly described in that certain Warranty Deed dated January 20, 1986, from Ernest Dean Davis and wife, Mary Sue Davis, to Patricia Carol Forsythe, recorded in Volume 8497, Page 1492, Official Public Records, Tarrant County, Texas; and (v) 1.99 acres, more or less, out of the M.E.P. and P. R.R. Survey, A-1828, and the James McDonald Survey, A-997, Tarrant County, Texas and being Lot 10B, Rolling Acres Addition, according to the Plat recorded in Volume 388-161, Page 94, Plat Records, Tarrant County, Texas, and being the same lands more particularly described in that certain Warranty Deed dated February 9, 1991, from Ernest Dean Davis and wife, Mary Sue Davis, to Nichols' Touring Specialties, Inc., recorded in Volume 10172, Page 1531, Deed Records, Tarrant County, Texas.

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**NOW, THEREFORE**, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned Ernest D. Davis and Mary Sue Davis, husband and wife, do hereby declare that it was and is our intention to lease for oil and gas purposes the identical tract of land last above described; and we do hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

**EXCEPT** as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessor recognizes said lease as a valid and sustaining Oil, Gas and Mineral Lease.

IN WITNESS WHEREOF, this instrument is executed on this the respective date of the Acknowledgment below, but shall be effective, however, as of July 13, 2006.

Ernest D. Davis  
Ernest D. Davis

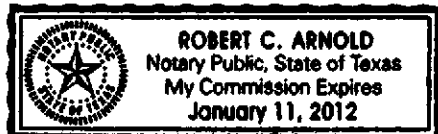
Mary Sue Davis  
Mary Sue Davis

#### ACKNOWLEDGMENT

STATE OF TEXAS }  
COUNTY OF TARRANT }

This instrument was acknowledged before me on the 17 day of September, 2008, by Ernest D. Davis and Mary Sue Davis, husband and wife.

Robert C. Arnold  
Notary Public, State of Texas



Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt.# 1136  
Fort Worth, TX 76137